

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
CHARLOTTESVILLE DIVISION**

DEBI FRYE, Administrator of )  
the Estate of Ellis Frye and in )  
her individual capacity, )  
                                    )  
**Plaintiff,**                  )  
                                    )  
                                    )  
v.                                 )      **Civil Action No. 3:22-cv-00070**  
                                    )  
                                    )  
**SCOTT H. JENKINS, ET AL.**    )  
                                    )  
**Defendants.**                 )

**ORDER**

For the reasons set forth in the accompanying Memorandum Opinion, Defendants' Motions to Dismiss, Dkts. 32, 34, are **GRANTED**. Frye's claims against the Sheriff's Office are **DISMISSED WITH PREJUDICE**. Frye's monetary claims against Jenkins and Dorrough in their official capacities are **DISMISSED WITH PREJUDICE**. Count III of this action is **DISMISSED WITHOUT PREJUDICE**. The case remains pending against Jenkins and Dorrough in their individual capacities as to Counts I, II, IV, and V.

It is so **ORDERED**.

Entered: July 19, 2023

*Robert S. Ballou*

Robert S. Ballou  
United States District Judge